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Date: August 28, 2003

Docket No.: 4039-0135P

03940 U.S. PTO
010/649825
08/28/03

MS PATENT APPLICATION

• Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is the patent application of

Inventor(s): Jack William MAEGLI; Dustan Theodore DOUD;
Ellen Kay MORGAN; Susan Mary BISCHEL

For: SHELF STABLE MELTABLE PARTICULATE FOOD PRODUCT

Enclosed are:

- A specification consisting of thirty-four (34) pages
- () sheet(s) formal drawings
- An assignment of the invention
- Applicant claims small entity status under 37 C.F.R. § 1.27
- Applicant does not claim priority
- Applicant claims the right of priority under 35 U.S.C. § 119 based on Provisional Application No(s). 60/443,183 and

60/422,110 filed on January 29, 2003, and October 30, 2002, respectively.

- Executed Declaration (Original Photocopy)
- Application Data Sheet in accordance with 37 C.F.R. § 1.76
- Preliminary Amendment
- Information Disclosure Statement, PTO-1449 and reference(s)
- Other:
- Applicant requests early publication - \$300.00 publication fee
- Non-publication Request and Certification under 35 U.S.C. § 122(b) (2) (B) (i)

The filing fee has been calculated as shown below:

		LARGE ENTITY	SMALL ENTITY
BASIC FEE		\$750.00	\$375.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE
TOTAL CLAIMS	16- 20 =	0	X 18 = \$0.00
INDEPENDENT CLAIMS	2- 3 =	0	X 84 = \$0.00
MULTIPLE DEPENDENT <input type="checkbox"/> CLAIMS PRESENTED			+ \$280.00
	TOTAL	\$750.00	\$0.00

- A check in the amount of \$790.00 to cover the filing fee and recording fee (if applicable) is enclosed.
- Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this transmittal form is enclosed.

Please send correspondence to:

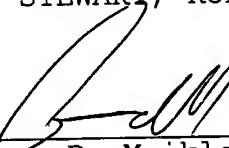
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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


Andrew D. Meikle, #32,868

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4039-0135P

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Attachment(s)

(Rev. 08/21/03)